

UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY

N&S RESTAURANT LLC ON BEHALF
OF ITSELF AND ALL OTHERS
SIMILARLY SITUATED

Plaintiff,

V.

CUMBERLAND MUTUAL FIRE
INSURANCE COMPANY


Defendant.

CIVIL ACTION NO.: 1:20-CV-
05289

NOTICE OF MOTION TO
DISMISS AMENDED COMPLAINT
FOR FAILURE TO STATE A
CLAIM UPON WHICH RELIEF
CAN BE GRANTED PURSUANT
TO F.R.C.P. 12(B)(6)

PLEASE TAKE NOTICE that pursuant to F.R.C.P. 12(b)(6),
the undersigned hereby applies for an Order dismissing the
Amended Complaint for failure to state a claim upon which
relief can be granted.

METHFESSEL & WERBEL, ESQS.
Attorneys for Cumberland
Mutual Fire Insurance Company

By: 
Eric L. Harrison

DATED: June 16, 2020

A proposed form of Order is annexed hereto